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APPLICATION NUMBER

FILING/RECEIPT DATE

FIRST NAMED APPLICANT

ATTORNEY DOCKET NUMBER

09/812,283

TWO EMBARCADERO CENTER

SAN FRANCISCO, CA 94111-3834

TOWNSEND AND TOWNSEND AND CREW

03/19/2001

Robert Fischer

23070086121

**EIGHTH FLOOR** 

**CONFIRMATION NO. 2808** 

FORMALITIES LETTER

OC000000006390081\*

Date Mailed: 08/07/2001

## NOTICE TO COMPLY WITH REQUIREMENTS FOR PATENT APPLICATIONS CONTAINING NUCLEOTIDE SEQUENCE AND/OR AMINO ACID SEQUENCE **DISCLOSURES**

Applicant is given TWO MONTHS FROM THE DATE OF THIS NOTICE within which to file the items indicated below to avoid abandonment. Extensions of time may be obtained under the provisions of 37 CFR 1.136(a).

• This application does not contain a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). Applicant must provide such statement. If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000).

For questions regarding compliance to these requirements, please contact:  ${}^{\circ}$ 

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PART 2 - COPY TO BE RETURNED WITH RESPONSE

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(to be used for all correspondence after initial filing)

09/812,283 **Application Number** March 19, 2001 Filing Dat First Named Inv ntor Robert Fischer 1638 Group Art Unit **Examiner Name** Not Assigned **Attorney Docket Number** 023070086121

Total Number of Pages in This Submission	n Attorne	ey Docket Number	02307O086121	Ę				
ENCLOSURES (check all that apply)								
Fee Transmittal Form	Assignment Papers (for an Application)		After Allowance Communication to Group	200				
Fee Attached	Drawing(s)		Appeal Communication to Board of Appeals and Interferences					
Amendment / Response	Licensing-relate	-	Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)					
After Final	Petition Routing and Accompany	Slip (PTO/SB/69) ring Petition	Proprietary Information					
Affidavits/declaration(s)	Petition to Converge Provisional App		Status Letter					
Extension of Time Request	Power of Attorne	ey, Revocation espondence Address	Other Enclosure(s) (please identify below):					
_ :	Terminal Disclai	mer	Return Postcard					
Express Abandonment Request	Request for Ref	und	Statement Under 37 CFR 1.821(e)					
☐ Information Disclosure Statement			Paper Sequence Listing					
·	CD, Number of CD(s)		Copy of Notice to Comply w/Requiremen for Patent Application Containing Nucleotide Sequence and/or Amino Acid Sequence Disclosures					
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Certified Copy of Priority Document(s)	Remarks	The Commissioner is Deposit Account 20-14	authorized to charge any additional fees to 430.					
Response to Missing Parts/ Incomplete Application		J						
Response to Missing Parts under 37 CFR		-	•					
	1.52 or 1.53							
SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT  Firm Townsend and Townsend and Crew LLP								
and Matthew E. Hinso								
Signature Signature	Did							
Date September 25, 26	Date September 25, 2001							
CERTIFICATE OF MAILING								

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Typed or printed name	Joy M. Marshall		
Signature	Jun. marshall	Date	September 25, 2001

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<u>PATENT</u>

Attorney Docket No.:02307O-086121US

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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Fischer, et al.

Application No.: 09/812,283

Filed: March 19, 2001

For: NUCLEIC ACIDS THAT CONTROL SEED AND FRUIT DEVELOPMENT IN PLANTS

Box Sequence

Assistant Commissioner for Patents

Washington, D.C. 20231

Sir:

In response to the Notice To Comply With Requirements For Patent Applications Containing Nucleotide Sequence And/Or Amino Acid Sequence Disclosures, mailed August 7, 2001, Applicants submit a paper copy of the sequence listing filed in U.S. Application No. 09/177,249, filed October 22, 1998.

As provided previously in the Statement under 37 CFR 1.821(e), mailed March 19, 2001, Applicants have requested that the Examiner use the computer readable form filed in Application No. 09/177,249 as the computer readable form for the present application. The written (paper form) sequence listing provided herein is identical to the computer readable form filed in Application No. 09/177,249. Since the present application is a continuation of U.S. Application No. 09/177,249, no new matter is introduced with the sequence listing.

Examiner:

Not Assigned

Art Unit:

STATEMENT UNDER 37 CFR 1.821(e)

Fischer, et al.

Application No.: 09/812,283

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It is understood that the Patent and Trademark Office will make the necessary change in application number and filing date for the computer readable form that will be used for the instant application.

Please contact the undersigned if there are any questions.

Respectfully submitted,

Matthew E. Hinsch Reg. No. 47,651

TOWNSEND and TOWNSEND and CREW LLP Two Embarcadero Center, 8<sup>th</sup> Floor San Francisco, California 94111-3834 Tel: 415-576-0200 / Fax: 415-576-0300 MEH:jmm

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